

Summary of U.S.-Chile FTA Customs Chapter

Outline of the provisions contained in the Customs Chapter.

Article 1: Publication

Requires the publication, including publication on the internet, of all customs laws, regulations, and administrative procedures, and includes other transparency related commitments.

Article 2: Release of Goods

Requires the establishment of customs procedures for the prompt release of goods, establishing a goal of release at the point of arrival within 48 hours of arrival.

Article 3: Automation

Promotes the use of information technology to expedite customs procedures.

Article 4: Risk Assessment

Promotes the implementation of risk management systems to focus customs inspection activities on high risk goods.

Article 5: Cooperation

Encourages advance notice of developments that are likely to affect the operation of the FTA, and includes commitments related to cooperation in achieving compliance with laws and regulations pertaining to the implementation and operation of the FTA, the implementation and operation of the WTO agreement relating to customs valuation, restrictions on imports and exports, and other issues upon which the Parties may agree.

Article 6: Confidentiality

Requires the protection of confidential information and provides limited conditions for the exchange of such information.

Article 7: Express Shipments

Provides for the adoption of separate express shipment procedures that will expedite clearance including pre-arrival processing and single manifest submissions.

Article 8: **Review and Appeal**

Requires each Party to guarantee that importers will have access to both administrative and judicial review.

Article 9: **Penalties**

Requires each Party to adopt measures providing for civil and criminal sanctions for violations of its customs laws and regulations.

Article 10: **Advance Rulings**

Requires each Party's customs authority to establish an advance rulings program which allows importers, exporters and producers to obtain binding rulings relating to classification, value, drawback, originating status and eligibility for special duty-free programs, prior to the importation of goods.

Article 11: **Implementation**

Provides transition periods and cooperative efforts with regard to certain specified provisions in Chapter.